

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
8

9 DONALD NEGRO,

Case No.: 3:17-cv-00044-LRH-VPC

10 Plaintiff,

11 vs.
12

**REQUEST FOR LEAVE TO CITE
SUPPLEMENTAL AUTHORITY**

13 LANDER COUNTY, a political subdivision of
14 the State of Nevada, KEITH WESTENGARD,
an individual,

AND ORDER THEREON

15 Defendants.
16 _____/

17 Pursuant to LR II 7-2(g), Plaintiff seeks leave of Court to cite to supplemental authority
18 in opposition to the motion for summary judgment, ECF No. 26. Although Plaintiff recently
19 filed his opposition to the motion for summary judgment, ECF No. 29, counsel has since become
20 aware of a December 26, 2017 decision of the Nevada Supreme Court that clarifies the question
21 of whether discretionary function immunity under NRS 41.032 applies to intentional torts.
22 Plaintiff wishes to provide that citation to the Court.

23 DATED: February 12, 2018

24 BY: /s/ Ken McKenna
25 KENNETH J. McKENNA, ESQ.
26 LAW OFFICE OF KENNETH J. McKENNA
27 Attorney for Plaintiff
28

ORDER

Leave of court to file the referenced supplemental authority is hereby GRANTED.

DATED this 13th day of February, 2018.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE